IN THE UNITED STATES DISTRICT COURT MIDDLE DISTRICT OF PENNSYLVANIA

A. BRADLEY FLICKINGER, and : CASE NO. 1:04-CV-2252

MARIANNE M. FLICKINGER, his wife

Plaintiffs,

:

vs. : ASSIGNED TO THE

: HONORABLE: JUDGE CONNER

LEBANON SCHOOL DISTRICT,

MARIANNE T. BARTLEY,

PETER N. PYLES, JR., MICHAEL J. KUHN,

DEBRA L. BOWMAN, MYRA A. KITCHEN,

ROSE MARIE R. KOTAY, MARIA MELUSKEY: THIS DOCUMENT HAS BEEN DISSINGER, THOMAS L. SCHAFFER, : ELECTRONICALLY FILED

ALFRED A BRANDT, JR. and,

JOHN P. SCHOTT, :

Defendants :

PLAINTIFFS' MOTION TO DISMISS ACTION WITHOUT PREJUDICE

AND NOW, come the Plaintiffs, A. Bradley Flickinger and Marianne M. Flickinger, by their attorney, Harry W. Reed, Esquire, of Buzgon Davis Law Offices, and move your Honorable Court to dismiss this action, without prejudice.

BUZGON DAVIS LAW OFFICES

BY:____s/Harry W. Reed, Jr.

Harry W. Reed, Jr., Esquire Attorney I.D. #19205 525 South Eighth Street Post Office Box 49 Lebanon, PA 17042-0049 (717) 274-1421 Attorneys for Plaintiffs

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CERTIFICATE OF CONCURRENCE

The undersigned hereby certifies, pursuant to Middle District Local Rule 7.1, that he sought concurrence from the Defendants' counsel, Sharon O'Donnell, Esquire, for the dismissal of Plaintiffs' action without prejudice, and that concurrence was given.

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Attorneys for Plaintiffs

Dated: March 1, 2006